
Illinois Commerce Commission On its Own Motion)	
)	
Investigation Concerning Illinois Bell Telephone)	Docket No. 01-0662
Company's compliance with Section 271 of the)	
Telecommunications Act of 1996)	

REBUTTAL AFFIDAVIT OF RUSSELL W. MURRAY

UTILITY ANALYST

TELECOMMUNICATIONS DIVISION

ILLINOIS COMMERCE DIVISION

Dated: March 12, 2003

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1. INTRODUCTION

I, Russell W. Murray, being of lawful age and duly sworn upon my oath, do hereby depose and state as follows:

1. My name is Russell W. Murray. I am employed by the Illinois Commerce Commission as an utility analyst in the Telecommunications Division. My business address is 527 East Capitol Avenue, Springfield, Illinois 62701. I am the same Russell W. Murray that filed an Affidavit on February 21, 2003.

II. PURPOSE OF TESTIMONY

2. The primary purpose of my testimony is to respond to Affidavits submitted by Intervenor and SBCI experts concerning Performance Measures associated with Interconnection Trunks (aspects of Checklist Item (i)) and Poles, Rights-of-Way, and Conduits (Checklist Item (iii)). I will also address the Phase I issue of Nondiscriminatory Access to Databases and Associated Signaling Necessary for Call Routing and Completion, in particular Access to the CNAM database (Checklist Item (x)).

III. PERFORMANCE MEASURES

3. The Interconnection Trunk Performance Measurements are PM 70 (Percent trunk blockage), PM 71 (Percent local common transport trunk group blockage), PM 73 (Missed due dates – interconnection trunks), PM 74 (Average delay days for missed due dates), PM 75 (Percent company caused missed due

dates > 30 days), PM 76 (Average trunk restoration interval), PM 77 (Average trunk restoration interval for service affecting trunk groups), and PM 78 (Average interconnection trunk installation). In my previously submitted Affidavit (ICC Staff Ex. 34.0), I concluded that with the data available concerning these PMs, it is opinion of this analyst SBC Illinois provides adequate service to the CLECs for interconnection trunks. Staff has reviewed Affidavits submitted by the various Intervenors, and has not found any testimony that contradicts this conclusion. Therefore, My conclusion remains unchanged: SBCI provides adequate service for the 32 performance sub-measures associated with interconnection trunks.

IV. POLES, RIGHTS-Of-WAY AND CONDUITS

4. There are two performance measures associated with access to poles, rights-of-way, and conduits. They are PM 105 (Percent request processed within 35 days), and PM 106 (Average days required to process a request).

SBCI witness Jim 'er's conclusion that, although "the volume of CLEC requests was not sufficient to permit statistical analysis, SBC Illinois still met the benchmark on those requests that were submitted"¹ is consistent with my conclusions in my previous Affidavit. No Intervenor expert submitted any testimony that contradicts this conclusion. Therefore, Staff cannot disagree with SBCI's witness when he states that the Company has met the requirements for the two performance measures associated with access to poles, rights-of-way, and conduits.

¹ SBC EHR Phase II Rebuttal Affidavit @ Paragraph 40, Page 17.

V. ACCESS TO THE CNAM DATABASE

5. In Phase I of this proceeding, RCN asserted that it continuously experienced problems with CNAM queries and with RCN subscribers not receiving CNAM data. Other than that issue, Staff expressed no concerns that SBCI had failed to meet its obligations regarding access to the CNAM database.

6. In its Phase I Order, the Commission concluded that:

1303. Another issue came forward in the testimony of RCN and concerns the routing of RCN's CNAM queries.

1304. While Staff believes Ameritech Illinois to have met its burden of proof with respect to the issue raised by RCN, it favors further action by the Company. To be specific, Staff recommends that AI commit to working along with RCN to resolve the problems. The Commission agrees and accepts Staff's recommendation on the matter.

1305. In other words, Ameritech will be found compliant with Checklist Item 10 on the condition that it reports, in Phase II, and in writing, the details of measures taken to assist in the identification and resolution of RCN's difficulties.

7. As I noted in Paragraph 14 of Exhibit 34.0,

SBC witness John Muhs's January 22, 2003 affidavit includes a correspondence from Mr. Rahul Dedhiya [of RCN] indicating resolution of the problem³. Staff would hope to see RCN confirm this compliance in any affidavits RCN submits in Phase 2 of this proceeding.

8. RCN, however, submitted no Affidavits to date in this Phase II of the 01-0662 proceeding. Thus, Staff must assume to be correct SBCI's representations

³ SBC Muhs Attachment JJM-2.

that the matter has been resolved to RCN's satisfaction. SBCI appears to have satisfied the Phase I Order directive set forth in Paragraph 1305.

State of Illinois)

City of Springfield)

AFFIDAVIT OF RUSSELL W. MURRAY

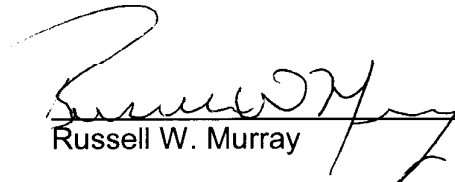
Russell W. Murray, under oath, deposes and states as follows:

1. My name is Russell W. Murray. My business address is 527 East Capitol Avenue, Springfield, Illinois 62701. I am a Utility Analyst in the Engineering Department of the Telecommunications Division of the Illinois Commerce Commission.

2. The attached affidavit prepared for use in Phase 2 of Docket 01-0662 is based on my personal knowledge.

3. I hereby swear and affirm that the information contained in the document cited above are true and correct to the best of my knowledge and belief.

Further affiant sayeth not.


Russell W. Murray

Subscribed and sworn to before me this 10th day of March, 2003.


Notary Public

